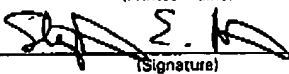


Atty. Dkt. No. SALK1520-2
(088802-8752)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Evans, et al.

Title: METHOD FOR
MODULATING EXPRESSION
OF EXOGENOUS GENES IN
MAMMALIAN SYSTEMS,
AND PRODUCTS RELATED
THERETO

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Washington, D.C. on the date below. <u>Stephen E. Reiter</u> (Printed Name)  (Signature) <u>January 13, 2003</u> (Date of Deposit)
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Appl. No.: 09/042,488

Appl. Filing Date: 03/16/1998

Examiner: S. Kaushal

Art Unit: 1636

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Commissioner for Patents
Box RCE
Washington, D.C. 20231

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)**a. Previously submitted:**

☒ Please enter and consider the amendment/reply previously filed on
12/13/02.

☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ___ but not
considered.

01/21/2003 TTABB1 00000013 500072 09042488

01 FC:1001

750.00 CH

Atty. Dkt. No. SALK1520-2
(088802-8752)

☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on ____.

☐ Other ____.

b. Enclosed are:

☐ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☐ Information Disclosure Statement.

☐ Form PTO-1449 with copies of ____ listed reference(s).

☒ Petition for Extension of Time

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e)				\$750.00	\$750.00
Total Claims:	53	55	0	x \$18.00	\$0.00
Independents:	16	16	0	x \$84.00	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$750.00

Atty. Dkt. No. SALK1520-2
(088802-8752)

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$0.00
<input checked="" type="checkbox"/> Extension for response filed within the second month:	\$410.00	\$410.00
<input type="checkbox"/> Extension for response filed within the third month:	\$930.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$1,970.00	\$0.00
SUBTOTAL:		\$410.00
CLAIMS AND EXTENSION FEE TOTAL:		\$1160.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$580.00
SUBTOTAL		\$580.00
<input checked="" type="checkbox"/> Minus 1 Month Extension Previously Paid for		-\$55.00
TOTAL FEE:		\$525.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$525.00. A duplicate copy of this transmittal is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: January 13, 2003

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P.O. Box 80278
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Telephone: (858) 847-6711
Facsimile: (858) 792-6773

By 

Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192